

WO

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

Michael Andre Ross,)	No. CV-04-1198-PHX-DGC (DKD)
)	
Petitioner,)	ORDER
)	
v.)	
)	
Terry Goddard, Arizona Attorney)	
General; Dora B. Schriro, Director,)	
Arizona Department of Corrections,)	
)	
Respondents.)	

Pending before the Court are Petitioner Michael Andre Ross' petition for writ of habeas corpus and United States Magistrate Judge David K. Duncan's Report and Recommendation ("R&R"). Docs. ##1, 18. The R&R recommends that the Court deny the petition. Doc. #18 at 7. The Magistrate Judge advised the parties that they had ten days to file objections to the R&R and that the failure to timely file objections to any determination of the Magistrate Judge would be considered a waiver of the right to review of such determination. *Id.* at 7 (citing 28 U.S.C. § 636(b)(1); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003)).

Following issuance of the R&R, Petitioner filed a Motion to Supplement. Doc. #20. The motion contained Petitioner's present address at a prison in Buckeye, Arizona. The Court's docket shows that the R&R was returned to the Court as undeliverable. Doc. #19. It appears that Petitioner did not keep the Court advised of his change of address.

1 Although the Court has no duty to locate Petitioners who fail inform the Court of
2 changes in address, in this case the Petitioner's Motion to Supplement provides his current
3 address. The Court accordingly will direct the Clerk to mail a copy of the R&R to Petitioner
4 along with a copy of this Order. The warning contained on page 7 of the R&R shall apply
5 from the date of service of the R&R and this Order. The Court will also refer the Motion to
6 Supplement to Magistrate Judge Duncan for consideration.

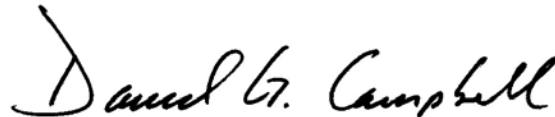
7 **IT IS ORDERED:**

8 1. Magistrate Judge Duncan's R&R (Doc. #18) and this Order shall be mailed to
9 Petitioner at the address shown on his Motion to Supplement (Doc. # 20).

10 2. The warning contained on page 7 of the R&R shall apply from the date of
11 service of the R&R and this Order on Petitioner at the address shown on Doc. #20.

12 3. Petitioner's Motion to Supplement (Doc. #20) shall be referred to the
13 Magistrate Judge for consideration.

14 DATED this 9th day of June, 2006.

15
16 

17 _____
18 David G. Campbell
19 United States District Judge
20
21
22
23
24
25
26
27
28